## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BRENT DIXON, : CIVIL ACTION

Petitioner, :

:

v. : No. 12-2657

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HONORABLE JUDGE :

KENNETH POWELL, JR., et al.,

Respondents.

## **ORDER**

J. CURTIS JOYNER, C.J.

AND NOW, this 9 day of the petition for a writ of habeat corpus, and after review of the Report and Recommendation of United States Magistrate Judge Timothy R. Rice, IT IS ORDERED that:

- 1. The Report and Recommendation is APPROVED and ADOPTED.
- 2. The petition for a writ of habeas corpus is DISMISSED as moot.
- 3. There is no probable cause to issue a certificate of appealability.
- 4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

J. CURTIS JOYNER, C